IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE K.M.JOSEPH

TUESDAY, THE 30TH JANUARY 2007 / 10TH MAGHA 1928

WP(C).No. 3152 of 2007(A)

PETITIONER:

V.SURESH KUMAR, S/O.N.VIJAYAN PILLAI,
LAKSHMI VILASAM, CHERUSSERY BHAGOM,
CHAVARA P.O., KOLLAM (FULL TIME MENIAL,
DEVASWOM BOARD HIGHER SECONDARY SCHOOL,
THIRUVALLA).

BY ADV. SRI.S.SUBHASH CHAND

RESPONDENTS:

---

1. STATE OF KERALA, REPRESENTED BY
THE SECRETARY TO GOVERNMENT, DEPARTMENT OF
GENERAL EDUCATION, GOVERNMENT SECRETARIAT,
THIRUVANANTHAPURAM.

2. THE DIRECTOR OF PUBLIC INSTRUCTIONS,
OFFICE OF THE DIRECTOR OF PUBLIC INSTRUCTIONS,
THIRUVANANTHAPURAM.

3. THE DISTRICT EDUCATIONAL OFFICER,
OFFICE OF THE DISTRICT EDUCATIONAL OFFICER,
THIRUVALLA.

4. THE CORPORATE MANAGER, TRAVANCORE
DEVASWOM BOARD SCHOOLS/SECRETARY, TRAVANCORE
DEVASWOM BOARD, OFFICE OF THE TRAVANCORE
DEVASWOM BOARD, DEVASWOM BOARD BUILDING,
NANDHANCODE, THIRUVANANTHAPURAM.

5. THE DEPUTY DIRECTOR (EDUCATION),
OFFICE OF THE DEPUTY DIRECTOR (EDUCATION),
PATHANAMTHITTA AT THIRUVALLA.

BY GOVT. PLEADER SRI. A.J. VARGHESE.

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON 30/01/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

K.M.JOSEPH, J.

- -

WP.(C) No.3152 OF 2007

- -

Dated this the 30th day of January, 2007

JUDGMENT

Heard counsel for the petitioner, counsel for the fourth respondent and the Government Pleader. Complaint of the petitioner in short is that petitioner is not being paid salary. Case of the petitioner in brief is as follows:

The petitioner has got approved service as full time Menial. He was promoted in a short term leave vacancy of Peon in the School, but it is rejected because of restrictions imposed on appointment in leave vacancies. Respondent No.4 filed appeal, which was allowed directing the third respondent to approve the appointment of the petitioner as Peon from 16.8.2003 to 17.10.2003, but the same is not implemented. The petitioner belongs to a poor family and that the family members are depending upon him for their livelihood. Petitioner has in any way approached the third respondent by filing Ext.P4.

Leaving open all the contentions of the petitioner, the writ petition is disposed of directing the third respondent to consider and

take a decision on Ext.P4 in accordance with law as expeditiously as possible, at any rate within a period of three weeks from the date of receipt of a copy of this judgment. The third respondent will take note of Exts.P3 and P3(a) when he takes a decision on Ext.P4. The amounts, if found due to the petitioner, will be disbursed without any further delay.

(K.M. JOSEPH, JUDGE)

sb

K.M.JOSEPH, JJ.

- - - - - - - - -- -

W.A. No. OF

- -- - - - - - - - - - - - - - -

JUDGMENT

Dated this the day of February, 2006.